

DEC - 1 2005

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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Attorney for Defendant
JOSEPH JOHN HERERRA

IN THE UNITED STATES DISTRICT COURT

FOR THE

NORTHERN MARIANA ISLANDS

MARIA HELLENA JEBEHN,
Plaintiff,

v.

JOSEPH JOHN HERRERA, ALOHA
COUNCIL BOY SCOUTS OF
AMERICA, and BOY SCOUTS OF
AMERICA, INC.,

Defendants.

CIVIL ACTION NO. CV 03-0027

**DECLARATION OF COUNSEL IN
SUPPORT OF MOTION TO
WITHDRAW**

I, Danilo T. Aguilar, hereby declare;

1. I am an attorney licensed to practice before all courts of the CNMI. I have personal knowledge of the matters stated herein and would be competent to testify to them if called to do so.

2. I was retained by Defendant to represent him in the above-entitled matter.

3. On or about October, 2004 up until the present, I have no knowledge of the Defendant's whereabouts;

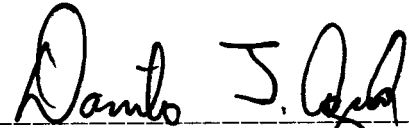
1 4. I tried all possible means of communication to contact him but
2 based upon information and belief, Mr. Herrera has left the CNMI;

3 5. I have tried contacting several relatives of Mr. Herrera on
4 island, however, no one seems to know where he is;

5 6. Despite my efforts to faithfully carry out my duties as counsel
6 for Defendant, Defendant has acted in a way to render continued representation to
7 be unreasonably difficult.
8

9 7. For the above reasons, I request the Court to permit Counsel's
10 withdrawal from further representation of Defendant, pursuant to Rule 1.16(b)(6)
11 of the Model Rules of Professional Conduct.
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13 I declare under penalty of perjury that the foregoing is true and
14 correct and that this declaration was executed on November 30, 2005 at
15 Saipan, Commonwealth of the Northern Mariana Islands.
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18 DANILO T. AGUILAR/F0198
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